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**HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR**

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**SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, C.J.**

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**WRIT PETITION NO. 1044 of 2005**

**PETITIONER** Rajesh Kumar Mandavi aged About 24 years, S/o. F.S. Mandavi, R/o Tikrapara, Kanker, District North Bastar, Kanker (Chhattisgarh)

Versus

**RESPONDENTS**

1. Pt. Ravishankar Shukla University, Raipur, (Chhattisgarh) Through : The Registrar
2. Government Bhanupratap Deo P.G. College, Kanker, District North Bastar, Kanker (Chhattisgarh)

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Present : Shri R.N. Jha, learned counsel for the petitioner.
Shri C.R. Sahu, learned counsel for respondent No.1.

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**(ORAL ORDER)**
**(Passed on 3rd February, 2006)**

The petitioner is a student studying in a college affiliated to the respondent-University. In this writ petition, he has sought for a direction to the respondent-University to cause revaluation of his answer book in the subject of Mathematics in B.Sc. Part –III (10+2+3) supplementary examination conducted in the month of March-April 2004. The respondent-University has filed return opposing the relief. In the return filed by the respondent-University, it stated that under Clause 26 of Ordinance No.6, revaluation of answer-scripts of the supplementary examination in all disciplines has been prohibited. It is well settled by the Judgment of the Supreme Court in the case of **Maharashra State Board of Secondary and Hr. Secondary Education and another Vs. Paritosh Bhupesh Kurmarsheth etc.**[1] and several other judgments to follow that nobody can

claim right to revaluation of the answer-script unless the law provides for it. Since the Ordinance passed by the respondent-University specifically prohibits revaluation of answer-scripts in the supplementary examination of all disciplines, issuance of mandamus to the respondent-University to revalue the answer-scripts of the petitioner-student in the subject of Mathematics in B.Sc. Part-III supplementary examination would not arise. The writ petition is misconceived and it is accordingly dismissed. No costs.

Sd/-
Chief Justice

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1. AIR 1984S.C.1543.